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Mark Parkinson, Governor
Roderick L. Bremby, Secretary

DEPARTMENT OF HEALTH
AND ENVIRONMENT

www.kdheks.gov

Notice of Deficiency

February 17, 2010

Certified Mail # 7002 0860 0000 2215 6762

Mr. Michael Crisenbery, CHMM
Vice President, Environmental Compliance
Clean Harbors Environmental Services
2549 North New York Avenue
Wichita, KS 67219

RE: Part B Renewal Application – Closure Plan
Clean Harbors Wichita, LLC
EPA ID No. KSD007246846



Dear Mr. Crisenbery:

The Kansas Department of Health and Environment (KDHE) is currently reviewing the Part B renewal application submitted by the Clean Harbors Wichita facility on April 9, 2009. The closure plan submitted in the above application proposes incomplete closure in Section J-B for many of the storage units. Since delay of closure is only available for certain land based units and not for containers and tanks, the facility needs to address closure of these units immediately prior to moving forward with the Part B permit renewal.

Section J-B of the renewal application proposes incomplete closure of Building B, Building D (containing the tanks V-9, V-10, V-11, V-12, V-13, V-14, V-15A, V-15B, V-15C, V-15D, V-16), Building I, Building J, and Tanks V-17, V-26, V-34, and V-35. On November 14, 2005, the facility requested temporary inactivity of the above storage areas based on no anticipated future use. Your letter of October 17, 2008 informed KDHE that the facility will initiate partial closure of the above units in early 2010. Four years later, the storage areas continue to stay inactive with no further use.

Therefore, in accordance with 40 CFR 264.113, the facility must begin closure of these units immediately without any further delay. During closure the facility must meet the requirement of 40 CFR 264 Subpart G including closure performance standards (264.111); disposal or decontamination of equipment and soils (264.114); and certification of closure (264.115).

BUREAU OF WASTE MANAGEMENT
CURTIS STATE OFFICE BUILDING, 1000 SW JACKSON ST., STE. 320, TOPEKA, KS 66612-1366
Voice 785-296-1600 Fax 785-296-8909 www.kdheks.gov/waste

In order for your facility to continue to move forward with the permit renewal, please submit an updated closure plan including closure schedule for all of the units taken out of service at this facility by March 5, 2010. If you have any technical questions with the closure plan or the requirements, please contact Akhter Hossain at (785) 296-1610. For any other questions, please feel free to contact me at (785) 296-1609.

Sincerely,

A handwritten signature in black ink, appearing to read 'M. Kamal', followed by a horizontal line.

Mostafa Kamal, PE, CPM
Chief, Hazardous Waste Permits Section

cc: Akhter Hossain – BWM
Bill Bider - BWM
Chris Jump – USEPA Region 7/AWMD/RCAP
Allison Herring – DEA/SCDO/Waste Programs